

09-24-01

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT(S): J. Ainsworth, et al.
SERIAL NUMBER: 09/240,048
FILED: January 29, 1999
FOR: Method of and Apparatus for Dynamically Generating A User Presentation Based on Database Stored Rules
GROUP ART UNIT: 2172
ATTORNEY DOCKET NO.: 068585.00006

Assistant Commissioner for Patents
Washington, D.C. 20231

PETITION FOR REVIVAL OF AN APPLICATION ABANDONED
UNINTENTIONALLY UNDER 37 C.F.R. 1.137(a)

and

NOTICE OF CHANGE OF CORRESPONDENCE ADDRESS

Sir:

The above-identified application became abandoned for failure to file a response to an Office Action dated December 19, 2000. The date of abandonment is the day after the expiration date of the period set for reply in the Office Action plus any extensions of time actually obtained.

Applicant hereby petitions for revival of this application based upon the following events.

1. On July 11, 2000, a Request for Withdrawal of Attorney was submitted to the U.S. Patent and Trademark Office by Terrance A. Meador.

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2. On September 1, 2000, a Revocation and New Power of Attorney was submitted to the U.S. Patent and Trademark Office by Enrique Mora, Esquire of Holland & Knight LLP, P.O. Box 1526, Orlando, Florida 32802-1526.
3. On December 19, 2000, an Office Action was issued, apparently addressed to the former attorney of record.
4. During the month of April, 2001, the attorneys of record, Enrique J. Mora, David G. Maire, James H. Beusse, Robert L. Wolter and Terry M. Sanks left the employ of the Holland & Knight law firm.
5. On June 26, 2001, a paralegal from the Gray Cary firm (former attorneys of record) forwarded the original Notice of Abandonment to Frederick Page, Esq. of Holland & Knight.
6. On August 15, 2001, a call was placed to the U.S. Patent and Trademark Office requesting a copy of the December 19, 2000 Office Action referred to in the Notice of Abandonment. It was learned that the file was in depository and it would take several weeks to retrieve it. A copy of the Office Action has not yet been received from the Patent Office.
7. On August 15, 2001 a letter was faxed to the former attorneys of record requesting a copy of the December 19, 2000 Office Action. To date, a copy of the Office Action has not yet been received from the Gray Cary firm.

8. Concurrently herewith, the undersigned, individually and on behalf of all patent attorneys (if any) of record, Holland & Knight LLP moves to withdraw from representation in this application and requests that all further correspondence be directed to the client, Phillip W. Faris, Jr., President & CEO, VidiMedix Corporation, 1250 Capital of Texas Highway South, Building 2, Suite 540, Austin, Texas 78746.

In view of the foregoing circumstances, the undersigned attorney respectfully requests that all petition fees be waived and that the outstanding Office Action be re-issued to the client.

Change of Correspondence Address

With regard to any notices and/or correspondence regarding the instant application, including fee deficiencies, please direct all future correspondence to: Phillip w. Faris, Jr., President & CEO, VidiMedix Corporation, 1250 Capital of Texas Highway South, Building 2, Suite 540, Austin, Texas 78746.

Respectfully submitted,



Stefan V. Stein
Registration No. 29,702
Holland & Knight LLP
Suite 2300
400 N. Ashley Drive
Tampa, Florida 33602
Telephone: 813/227-8500
Facsimile: 813/229-0134

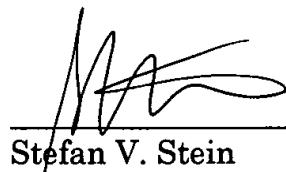
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CERTIFICATE OF MAILING

I HEREBY CERTIFY that the foregoing Petition for Revival of an Application Abandoned Unintentionally was placed in an envelope and mailed via U.S. Express Mail (No. ET770641393US), postage prepaid to: Assistant Commissioner for Patents, Washington, D.C. 20231, on this the 21st day of September, 2001.



Stefan V. Stein

cc: VidiMedix Corporation
e-MedSoft.com

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